

E '*Specially*' DECS

*A weekly email update from the Division of Exceptional Children Services
to Directors of Special Education on current issues, information and events.
June 7, 2004 - Volume 1, Number 6*

Question of the Week:

Was any legislation passed by the 2004 Kentucky Legislature that has an effect on special education?

Yes. Senate Bill 115 amends the current Kentucky statute found at K.R.S. 157.224(6). The new legislation adds the requirement that a request for an administrative hearing alleging a violation of the federal Individuals with Disabilities Education Act be made within three years after the cause of action arises, unless there is a continuing violation or unless the parent is prevented from requesting a hearing by certain specified circumstances.

Next week, E '*Specially*' DECS will provide additional updates on new legislation affecting special education students.

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*The Question of the Week will be an on-going feature of [E '*Specially*' DECS](#). If you have a special education question that you believe would be of general interest to other Directors of Special Education, email your suggestion to Sammie Lambert at slambert@kde.state.ky.us*

FERPA versus HIPPA

On February 25, 2004, the Family Policy Compliance Office (FPCO) of the U.S. Department of Education issued a letter indicating that the release by school districts of student immunization records to public health entities is governed not by the federal Health Insurance Portability and Accountability Act (HIPAA) but by the federal Family Educational Rights and Privacy Act (FERPA).

In essence, this means that disclosure of immunization records to public health entities would require parental consent, redaction of personally identifiable information, or a determination by school officials that disclosure is necessitated by a health or safety emergency presenting imminent danger to students or other members of the community.

Request for Nominations

The Interagency Coordinating Council of Kentucky welcomes nominations for the Marge Allen Spirit Award. We are looking for individuals who have had a major impact on infants and toddlers with disabilities and their families. Nominees can be parents, professionals, and other persons who work or volunteer with young children with disabilities. (Nomination information is available at the bottom of this email.)

Contact Information for E '*Specially*' DECS

- Sammie Lambert (slambert@kde.state.ky.us) at 502 564-4474 for information on content.

- Chris Thacker (cthacker@kde.state.ky.us) at 502 564-5279 for technical difficulties in receiving E 'Specially' DECS.

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Forwarding of E 'Specially' DECS is not only allowed, it is encouraged. Please send to staff in your district who may be able to benefit from this information.

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Kentucky's Early Intervention System invites you to submit a nomination for the Awards this year

MARGE ALLEN SPIRIT AWARD

"Helping to promote the state wide dream of Early Intervention in Kentucky"

Nomination Criteria:

- ❖ ***The nominee must have made a positive impact on the lives of Kentucky's infants and toddlers with disabilities and their families.***
- ❖ ***The nominee's experience with early intervention in Kentucky may have been: -past or current - personal, professional or parent***
- ❖ ***The nominee must be an individual.***

JIM HENSON SERVICE AWARD

"To recognize a local or regional positive impact by an individual to insure the reality of Early Intervention in Kentucky"

Nomination Criteria:

- ❖ ***The nominee must have made a positive impact on the lives of Kentucky's infants and toddlers with disabilities and their families.***
- ❖ ***The nominee's experience with early intervention in Kentucky may have been: -past or current - personal, professional or parent***
- ❖ ***The nominee must be an individual.***
- ❖ ***ICC members and former ICC members are not eligible for the Jim Henson Service Award.***

Nomination must:

- ❖ ***Be submitted on the KEIS - 2004 Award Application Form.***
- ❖ ***Be postmarked or faxed on or before June 28, 2004.***

❖ **Be mailed or faxed to: Sarah Walker, DPH-ACH, First Steps Branch, 275 East Main Street HSW GW-B, Frankfort, KY 40621 Fax number: (502) 564-8389**

KEIS Award Application Form
2004

_____ **Marge Allen Spirit**

_____ **Jim Henson**

Please answer the following questions regarding the person you are nominating. Be brief and concise, realizing that reviewers may not be familiar with your nominee. Use only the space allotted for each answer. Extra attachments will not be considered.

Nominee's Full Name: _____

Address: _____

_____ **Zip:** _____

Need at least one of the following numbers:

Phone: W (____) _____ H (____) _____

Cell phone (____) _____ Fax: (____) _____

Please check one: Nominee is a:

_____ **Service Coordinator**

_____ **Parent**

_____ **Therapist**

_____ **Early Interventionist**

_____ **Early Intervention Administrator**

_____ **Other: Please describe:** _____

- 1. Describe the type and length of activities, services and/or experiences the nominee has had with children birth to three with disabilities and their families.**

- 2. Description of how this person has made a positive impact on the lives of Kentucky's infants and toddlers with disabilities and their families and what they did to promote the dream of Early Intervention in Kentucky.**

Your Name (Print clearly): _____

Signature: _____ **Date:** _____

How do you know the Nominee? _____

Address: _____

If the committee has a question, how is it best to contact you?

Phone: (____) _____ Fax: (____) _____